

6 VAC 20-171-240. Compliance agent.

A. A compliance agent shall:

1. Conform to all requirements pursuant to the Code of Virginia and this chapter.
2. Maintain at all times with the department his mailing address. Written notification of any change of address shall be in writing and received by the department no later than 10 days after the effective date of the change.
3. Not violate or aid and abet others in violating the provisions of Article 1 (§ 9.1-138 et seq.) of Chapter 1 of Title 9.1 of the Code of Virginia or this chapter.
4. Not commit any act or omission which results in a private security license or registration being suspended, revoked, not renewed or being otherwise disciplined in any jurisdiction.
5. Not have been convicted or found guilty in any jurisdiction of the United States of any felony or a misdemeanor involving moral turpitude, assault and battery, damage to real or personal property, controlled substances or imitation controlled substances as defined in Article 1 (§ 18.2-247 et seq.) of Chapter 7 of Title 18.2 of the Code of Virginia, prohibited sexual behavior as described in Article 7 (§ 18.2-61 et seq.) of Chapter 4 of Title 18.2 of the Code of Virginia, or firearms from which no appeal is pending, or the time for appeal has elapsed. Any plea of nolo contendere shall be considered a conviction for the purpose of this chapter. The record of conviction certified or authenticated in such form as to be admissible in evidence under the laws of the jurisdiction where convicted shall be prima facie evidence of such guilt.
6. Inform the department, and the licensee for which the individual is designated as compliance agent if applicable, in writing within 10 days after pleading guilty or nolo contendere or being convicted or found guilty of any felony or of a misdemeanor.
7. Inform the department, and the licensee for which the individual is designated as compliance agent if applicable, in writing within 10 days after having been found guilty by any court or administrative body of competent jurisdiction to have violated the private security services business statutes or regulations of that jurisdiction, there being no appeal therefrom or the time for appeal having elapsed.
8. Not obtain a license, license renewal, registration, registration renewal, certification or certification renewal through any fraud or misrepresentation.
9. Only be designated with the department and acting as a compliance agent for one licensed entity.
10. Be designated with the department as compliance agent for a licensee and shall:
 - a. Ensure that the licensee and all employees regulated, or required to be regulated, by this chapter conform to all application requirements, administrative requirements and standards of conduct pursuant to the Code of Virginia and this chapter;
 - b. Maintain documentation for all employees or persons otherwise utilized that verifies compliance with requirements pursuant to the Code of Virginia and this chapter; and
 - c. Notify the department in writing within 10 calendar days following termination of his employment as compliance agent for the licensee.
 - d. Shall ensure that all regulated employees carry a state issued photo identification card unless the card is one in the same along with their registration or certification card.
11. Not engage in acts of unprofessional conduct in the practice of Private Security Services.
12. Not engage in acts of negligent and/or incompetent Private Security Services.
13. Not make any misrepresentation or false promise to a private security services business client or potential private security services business client.
14. Satisfy all judgements related to private security services not provided.
15. Not publish or cause to be published any written business material relating to Private Security Services which contain an assertion, representation, or statement of fact that is false, deceptive or misleading.
16. Do not conduct private security business under a fictitious or assumed name unless you have the name on file with the Department of Criminal Justice Services. This does not apply to a Private Investigator conducting a "pretext",

provided that the Private Investigator does not state that he is representing a private security business that does not exist.